

ORDINANCE NO. O101-07/08

AN ORDINANCE ORDERING AN ELECTION TO BE HELD IN THE CITY OF SELMA ON TUESDAY, FEBRUARY 26, 2008 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY, FOR THEIR DETERMINATION BY BALLOT, THE PROPOSITION TO ISSUE BONDS FOR VARIOUS MUNICIPAL IMPROVEMENTS

BE IT ORDAINED by the City Council (the "Council") of the City of Selma (the City") in the State of Alabama, as follows:

Section 1. Call of Election. A special municipal election is hereby called to be held in the City on the 26th day of February, 2008, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of submitting the following question or proposition to the qualified electors of the City and determining by ballot their will with respect thereto:

Whether the City shall issue, on its credit, its General Obligation Bonds in the maximum aggregate principal amount of \$12,300,000 as provided in the Notice of Election set out in Section 2 of this ordinance.

Section 2. Notice of Election. The City Clerk is hereby directed to give notice of the said election in the manner provided by law in substantially the following form by publishing in *The Selma Times-Journal*, a newspaper published in the City, once a week for three (3) consecutive weeks, the first publication to be made not later than the Tuesday, January 22, 2008.

NOTICE OF SPECIAL MUNICIPAL ELECTION

Notice is hereby given that a special municipal election will be held in the City of Selma in the State of Alabama on Tuesday, the 26th day of February, 2008, between the legal hours for the holding of elections in the said City, at which there will be submitted to the qualified electors of the said City, for their determination by ballot, the following proposition:

Whether the said City shall be authorized to issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing municipal improvements for the following purposes: (i) public works for heavy equipment and vehicles for various City departments including garbage system, street paving, gutter, sidewalk and curbing in the City; (ii) improvements to the City's park and recreation for renovations to Memorial Stadium and Bloch Park, construction and equipping of a movie theatre, amphitheatre/riverfront walk and city marina for the City; (iii) public safety for the acquisition of custom fire engine, heavy rescue truck and air trailer to be used by the City's fire department; (iv) information technology improvements for the acquisition of broadband infrastructure including wireless and fiber optics, public safety camera system, business application computer system/hardware technical infrastructure and public safety application system/hardware technical infrastructure; (v) capital improvements to the following public buildings: Wilson Building, City Hall, Carl Morgan Convention Center, Sturdivant Hall, Live Oak Cemetery, Vaughan Smitherman, Larry Striplin Performing Arts Center, Selma Animal Shelter, Fleet Maintenance Building, Cecil Jackson Public Safety Building, Selma Fire Department and an extension to the Selma Public Library; (vi) acquisition of trolley for public transportation in the City; and (vii) paying the cost of issuance of the bonds; which bonds if authorized at said election shall bear interest at a rate or rates not exceeding 7 % per annum, payable semiannually, until their maturity and which shall

mature and be payable in installments in the following respective principal amounts on March 1 in the following respective years: \$1,400,000 in 2009; \$1,400,000 in 2010; \$15,000 in 2011; \$15,000 in 2012; \$20,000 in 2013; \$20,000 in 2014; \$315,000 in 2015; \$330,000 in 2016; \$345,000 in 2017; \$360,000 in 2018; \$375,000 in 2019; \$395,000 in 2020; \$415,000 in 2021; \$435,000 in 2022; \$455,000 in 2023; 475,000 in 2024; \$500,000 in 2025; \$525,000 in 2026; \$550,000 in 2027; \$580,000 in 2028; \$610,000 in 2029; \$640,000 in 2030; \$675,000 in 2031; \$705,000 in 2032; and \$745,000 in 2033.

The said election shall be at the following regularly established voting places in the City at which shall be cast the ballots of the qualified electors customarily voting at the said respective places:

WARD NO. 1

East – Memorial Stadium
West – Old National Guard Armory

WARD NO. 2

North – Old Kentucky Fried Chicken Building
South – Cahaba Road Fire Station

WARD NO. 3

North – Byrd School
South – Main Courthouse

WARD NO. 4

East – Selma Mall
West – Woodrow Avenue Fire Station

WARD NO. 5

East – Rangedale Community Building
West – Selma High School

WARD NO. 6

East – Ford's Grocery
West – Northern Heights Presbyterian Church

WARD NO. 7

North – Queen of Peace School
South – West Trinity Baptist Church

WARD NO. 8

East – East End Fire Station
West – Carver Community Center

ABSENTEE BOX

Voting Center--City Clerk's Office
City Hall, Selma, Alabama

BY ORDER OF THE CITY COUNCIL.

George P. Evans
President of the City Council

James Perkins, Jr.
Mayor of the City of Selma

Section 3. Form of Ballots. The following is hereby adopted as the form of the Official Ballot to be used at the said election on the proposition referred to in the Notice of Election set out in Section 2 of this ordinance, which ballot shall be prepared under the direction of the City Clerk for use in the voting machines at the respective voting places:

OFFICIAL BALLOT

**Special Municipal Election
City of Selma, Alabama
February 26, 2008**

INSTRUCTIONS TO VOTERS: Mark the voting square to the right of your choice.

PROPOSITION

Shall the City of Selma, Alabama, issue, on its credit, its General Obligation Bonds to the extent of \$12,300,000 for acquiring, providing and constructing municipal improvements for the following purposes: (i) public works for heavy equipment and vehicles for various City departments including garbage system, street paving, gutter, sidewalk and curbing in the City; (ii) improvements to the City's park and recreation for renovations to Memorial Stadium and Bloch Park, construction and equipping of a movie theatre, amphitheatre/riverfront walk and city marina for the City; (iii) public safety for the acquisition of custom fire engine, heavy rescue truck and air trailer to be used by the City's fire department; (iv) information technology improvements for the acquisition of broadband infrastructure including wireless and fiber optics, public safety camera system, business application computer system/hardware technical infrastructure and public safety application system/hardware technical infrastructure; (v) capital improvements to the following public buildings: Wilson Building, City Hall, Carl Morgan Convention Center, Sturdivant Hall, Live Oak Cemetery, Vaughan Smitherman, Larry Striplin Performing Arts Center, Selma Animal Shelter, Fleet Maintenance Building, Cecil Jackson Public Safety Building, Selma Fire Department and an extension to the Selma Public Library; (vi) acquisition of trolley for public transportation in the City; and (vii) paying the cost of

issuance of the bonds; which bonds if authorized at said election shall bear interest at a rate or rates not exceeding 7 % per annum, payable semiannually, until their maturity and which shall mature and be payable in installments in the following respective principal amounts on March 1 in the following respective years: \$1,400,000 in 2009; \$1,400,000 in 2010; \$15,000 in 2011; \$15,000 in 2012; \$20,000 in 2013; \$20,000 in 2014; \$315,000 in 2015; \$330,000 in 2016; \$345,000 in 2017; \$360,000 in 2018; \$375,000 in 2019; \$395,000 in 2020; \$415,000 in 2021; \$435,000 in 2022; \$455,000 in 2023; 475,000 in 2024; \$500,000 in 2025; \$525,000 in 2026; \$550,000 in 2027; \$580,000 in 2028; \$610,000 in 2029; \$640,000 in 2030; \$675,000 in 2031; \$705,000 in 2032; and \$745,000 in 2033.

<hr/>	
FOR proposed bond issue	[]
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AGAINST proposed bond issue	[]
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The form of the official absentee ballot to be used at the said election shall be the same as the foregoing form of the official ballot with the following exceptions:

In lieu of the words “Official Ballot” appearing at the head of the form thereof, there shall be inserted in the official absentee ballot the words “Official Absentee Ballot”; and there shall be added to the end of the official absentee ballot the forms of affidavit for absent voters substantially equivalent to the forms of affidavit prescribed therefor by law.

Section 4. Polling Places. The polling or voting places in the City for the holding of said election are hereby designated and appointed as follows:

WARD NO. 1

- East – Memorial Stadium
- West – Old National Guard Armory

WARD NO. 2

- North – Old Kentucky Fried Chicken Building
- South – Cahaba Road Fire Station

WARD NO. 3

- North – Byrd School
- South – Main Courthouse

WARD NO. 4

East – Selma Mall
West – Woodrow Avenue Fire Station

WARD NO. 5

East – Rangedale Community Building
West – Selma High School

WARD NO. 6

East – Ford's Grocery
West – Northern Heights Presbyterian Church

WARD NO. 7

North – Queen of Peace School
South – West Trinity Baptist Church

WARD NO. 8

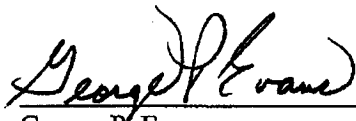
East – East End Fire Station
West – Carver Community Center

ABSENTEE BOX

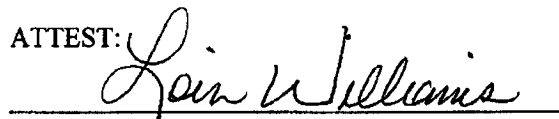
Voting Center--City Clerk's Office
City Hall, Selma, Alabama

The Council will by separate ordinance hereinafter to be adopted appoint and designate the election of officers to conduct the said election at the said voting places.

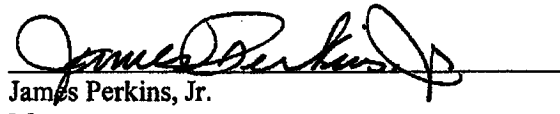
**APPROVED BY ACTION OF THE
CITY COUNCIL OF THE CITY OF SELMA
on the 26th day of November, 2007.**


George P. Evans
President of the City Council

ATTEST:


City Clerk

APPROVED this 26th day of November, 2007.


James Perkins, Jr.
Mayor

Councilmember Leashore thereupon moved that the ordinance be finally adopted, which motion was seconded by Councilmember Randolph and, upon the said motion being put to vote, the following vote was recorded:

Yeas

George P. Evans
Dr. Geraldine Allen
Johnnie M. Leashore
Bennie Ruth Crenshaw
Jannie M. Venter
Samuel Randolph


Nays

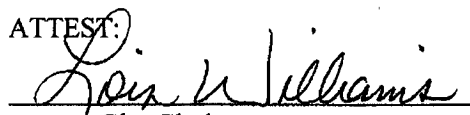
Cecil Williamson
Reid Cain
Jean Martin

The President thereupon announced that the motion for adoption of said ordinance had been carried.

The Council then considered the other items on its agenda.

* * *


George P. Evans
President of the City Council

ATTEST:

Lois Williams
City Clerk

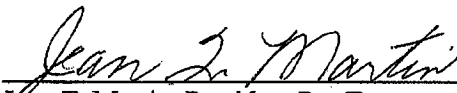
WAIVER

The undersigned, constituting all of the members of the City Council of City of Selma (the "City"), hereby acknowledge timely receipt of notice of a special call meeting held at City Hall in Selma, Alabama at 5:00 p.m. on Monday November 26, 2007, for the purpose of (1) ordering an election to be held on Tuesday, February 26, 2008 for the purpose of submitting to the qualified electors of the City for their determination by ballot, the proposition to issue bonds for various municipal improvements; and (2) transacting such other business as shall come before the City .

We do hereby waive any and all irregularities in such notice and any further notice of the date, time, place or purpose of such meeting, and we do hereby consent and agree that such meeting may be held for the aforesaid purposes.



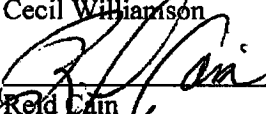
George Patrick Evans, President



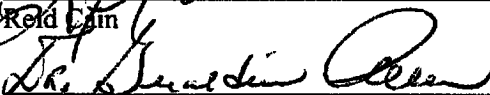
Jean T. Martin, President Pro Tempore



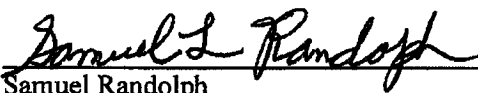
Cecil Williamson



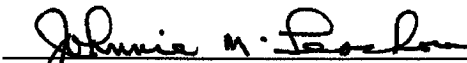
Reid Cain



Dr. Geraldine Allen



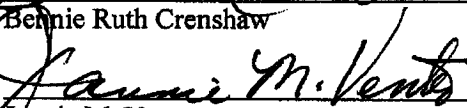
Samuel Randolph



Johnnie M. Leashore



Bennie Ruth Crenshaw



Jannie M. Venter

**PROCEEDINGS OF THE CITY OF SELMA
IN CONNECTION WITH APPROVING THE BOND REFERENDUM**

I, Lois Williams, do hereby certify that I am the duly elected, qualified and acting City Clerk of the City of Selma, a municipal corporation organized under the laws of the State of Alabama (the "City"), and that I am duly authorized to certify copies of the records of the City. I do further certify that:

1. The pages attached hereto are a true and correct copy of excerpts from the minutes of a meeting of the City Council of the City held on November 26, 2007, and the waiver executed by the members of the Council with respect to such meeting.

2. Such excerpts contain all portions of the minutes relating to the approval of the Bond Referendum in connection with issuing general obligations bonds, Series 2008 (the "Bonds") pursuant to voter approval.

3. The ordinance contained in such excerpts has not been repealed, revoked, amended or changed and is in full force and effect.

IN WITNESS WHEREOF, this certificate has been executed on behalf of the City by the undersigned officer.

Dated: _____.



City Clerk of the City of Selma

[S E A L]

**EXCERPTS FROM THE MINUTES OF A REGULAR MEETING
OF THE CITY COUNCIL OF THE
CITY OF SELMA, ALABAMA
HELD ON NOVEMBER 26, 2007**

The City Council of the City of Selma, Alabama, met in a regular scheduled council meeting in the Council Chamber of the City Hall in Selma, Alabama on November 26, 2007 at 5:00 p.m., Central Time. The meeting was called to order by Mr. George P. Evans, the President of the Council, who acted as chairman of the meeting. Upon roll call, the following members of the City Council were found to be present:

Present:	President of the Council:	George P. Evans
	Council members:	Jean T. Martin
		Cecil Williamson
		Reid Cain
		Dr. Geraldine Allen
		Samuel Randolph
		Johnnie M. Leashore
		Bennie Ruth Crenshaw
		Jannie M. Venter

Absent: None

Lois Williams, the City Clerk, who was present, acted as secretary of the meeting. The Honorable James Perkins, Jr., Mayor of the City, was also present.

The President of the City Council stated that due notice of the date, time, place and purpose of this meeting had been given to all members of the City Council and that each member had waived any irregularities in such notice and any further or different notice.

The President of the City Council stated that a quorum was present and the meeting was open for the transaction of business.

* * *

The following ordinance, which was introduced for first reading in writing by Mayor Perkins at a regular meeting held on November 19, 2007, was then considered: